



CANNON BUILDING
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STATE OF DELAWARE
DEPARTMENT OF STATE
DIVISION OF PROFESSIONAL REGULATION

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PUBLIC MEETING MINUTES:	BOARD OF MENTAL HEALTH AND CHEMICAL DEPENDENCY PROFESSIONALS
MEETING DATE AND TIME:	Wednesday, December 9, 2009 at 12:00 p.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room B , second floor of the Cannon Building
MINUTES APPROVED	February 24, 2010

MEMBERS PRESENT

Dr. James Walsh, LPCMH, **President**, Presiding
Maynard Gregory, LCDP, **Vice President**
Daniel Cherneski, LMFT
Dr. William Northey, LMFT
Mary Davis, LCDP
Tracy Hansen, LMFT
Winnie Lewis, Public Member
Robert Doyle, Public Member
Clayton Yocum, Sr., Public Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Allison Reardon, Deputy Attorney General
Shauna Slaughter, Administrative Specialist II

MEMBERS ABSENT

Vera Murrell, Public Member, **Secretary**
Dean Aman, LPCMH
William Gale, LPCMH
Lisa Ritchie, LPCMH

ALSO PRESENT

Joseph Hicks
Cornell Brunson
Lucinda Reeder, Court Reporter, Wilcox and Fetzer

CALL TO ORDER

Dr. Walsh called the meeting to order at 12:10 p.m.

REVIEW OF MINUTES

MHCDP Meeting Minutes – October 28, 2009

The Board reviewed the October 28, 2009 meeting minutes for approval. Dr. Northey made a

motion, seconded by Mr. Cherneski, to approve the minutes as presented. Motion unanimously carried.

Committee Minutes – October 28, 2009

The Board reviewed the October 28, 2009 committee meeting minutes for approval. Dr. Northey made a motion, seconded by Mr. Gregory, to approve the minutes as presented. Motion unanimously carried.

Hearings

12:30 p.m. - Rule to Show Cause Hearing – Jean Olson

The Board reviewed additional CE documentation submitted by Ms. Olson. Mr. Cherneski made a motion, seconded by Mr. Gregory, to cancel the Rule to Show Cause hearing scheduled for Ms. Olson, and accept the CE documentation she submitted to satisfy the Board's Order. Motion unanimously carried.

UNFINISHED BUSINESS

Review CE Documentation and Supervisor Report from John Arick

The Board reviewed the CE documentation that John Arick submitted as required in the Board's August 26, 2009 Order. Mr. Cherneski made a motion, seconded by Ms. Hansen, that Mr. Hicks be scheduled for another rule to show cause hearing because the CE documentation that he submitted does not comply with the Board's Order and because he did not seek Board approval for the supervisor who is providing his supervision. Motion unanimously carried.

Hearings

12:30 p.m. - Rule to Show Cause Hearing – Joseph Hicks

At 12:32 p.m., Dr. Walsh called the rule to show cause hearing to order for Joseph Hicks. Verbatim testimony was taken by the court reporter. Ms. Reardon stated the reason for the hearing and had the following items marked as Board Exhibit 1 for the record: – Notification of hearing letter, CE documentation submitted by Mr. Hicks, and Copy of the Board's April 22, 2009 Order. Ms. Reardon verified with Mr. Hicks that he waived his right to be represented by counsel. Mr. Hicks was sworn, presented his case to the Board, and answered questions asked by the Board. Mr. Hicks circulated the following items for the Board to review: A book titled *Ethics of Professional Practice*, by Richard Parsons; Home study exam form (2 pages) and an answer sheet; and a revised copy of the book titled *Ethics of Professional Practice*, by Richard Parsons. At 12:58 p.m., the Board went off the record for deliberations. At 1:28 p.m., the Board went back on the record. Dr. Northey made a motion, seconded by Ms. Hansen, that that the Board impose the following sanctions: Mr. Hicks' license will be suspended until the following two conditions are met: 1) Mr. Hicks provides evidence that he has completed 5 hours of CE in ethical, legal, and professional issues, and 2) Mr. Hicks identifies a supervisor and develops a supervision plan which includes weekly supervision sessions. Both the supervisor and the supervision plan will be required to be reviewed and approved by the Board. A Board member will be appointed as a liaison to work with Mr. Hicks and the supervisor to ensure that an acceptable plan is developed. The liaison will also have the authority to lift the suspension if the Board does not meet during their regularly scheduled times. Upon satisfactory completion of the terms of the suspension, the Board reserves the right to place

Mr. Hicks on probation with such conditions it deems appropriate. Motion carried with Ms. Lewis abstaining. The hearing concluded at 1:30 p.m.

The Board observed a brief recess 1:30 p.m. – 1:36 p.m.

12:45 p.m. – PTD Hearing – Cornell Brunson

At 1:37 p.m., Dr. Walsh called the proposal to deny hearing to order on the application submitted by Cornell Brunson. Verbatim testimony was taken by the court reporter. Ms. Reardon stated the reason for the hearing and had the following items marked as board exhibits for the record: Board Exhibit 1 - Mr. Brunson's application and supporting documents; PTD letter sent to Mr. Brunson; Mr. Brunson's request for hearing; and Notice of Hearing. In addition, the following items were marked as applicant exhibits for the record: Applicant Exhibit 1 – Letter from Mr. Brunson and his criminal history file; and Applicant Exhibit 2 – Mr. Brunson's portfolio. Ms. Reardon verified with Mr. Brunson that he waived his right to be represented by counsel. Mr. Brunson was sworn, presented his case to the Board, and answered questions asked by the Board. At 1:54 p.m., the Board went off the record for deliberations. At 1:55 p.m., the Board went back on the record. Mr. Cherneski made a motion, seconded by Mr. Doyle, to grant a waiver for Mr. Brunson's criminal history, and approve Mr. Brunson's application for licensure. Motion unanimously carried. The hearing concluded at 1:56 p.m.

UNFINISHED BUSINESS

Review Draft of Proposed Regulation Changes

This item was tabled until the January meeting.

Sign Order on the Rule to Show Cause Hearing held October 28, 2009 for Janelle Evans

This item was tabled until the January meeting.

NEW BUSINESS

Review Application for LPCMH Licensure by Certification – Arkava Smith

The Board reviewed Arkava Smith's application for LPCMH licensure by certification. Mr. Cherneski made a motion, seconded by Mr. Gregory, to approve the application. Motion unanimously carried.

Review Application for LPCMH Licensure by Reciprocity – Daniel Ramey

The Board reviewed Daniel Ramey's application for LPCMH licensure by reciprocity. Dr. Northey made a motion, seconded by Mr. Gregory, to approve the application. Motion unanimously carried.

Review Application for LPCMH Licensure by Reciprocity – Peter Bendig

The Board reviewed Peter Bendig's application for LPCMH licensure by reciprocity. Dr. Northey made a motion, seconded by Ms. Hansen, to approve the application. Motion unanimously carried.

Review of Applications for LACMH Licensure by Certification- Rachael Dixon

The Board reviewed Rachael Dixon's application for LACMH licensure by certification. Mr. Doyle

made a motion, seconded by Mr. Cherneski, to approve the application. Motion unanimously carried.

Correspondence

There was no correspondence for review at this time.

Other Business (for discussion only)

Discussion Regarding Supervisor Responsibilities – Dr. Northey

Dr. Northey advised the Board that a Committee meeting was held this morning in which the Committee talked about providing supervisors more guidance in regards to their supervisory responsibilities. He advised that the Committee would like for the supervisors to have to attest to the fact that their supervisee meets certain competencies. Dr. Northey advised the Board that the Committee is proposing to add several questions regarding competency to the supervision forms for the supervisors to attest to. Dr. Northey read the proposed questions to the Board. All members agreed that the questions were appropriate and would like to see them added to the supervision forms. Ms. Slaughter will work on adding the questions to the current supervision form and the draft will be presented to the Board for review.

Public Comment

There was no public comment.

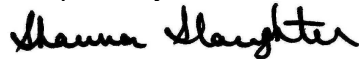
Next Meeting Date

The Board's next meeting is scheduled for January 27, 2010, at 12:00 p.m., in Conference Room A of the Cannon Bldg., 861 Silver Lake Blvd., Dover, Delaware.

Adjournment

Mr. Cherneski made a motion, seconded by Mr. Gregory, to adjourn. Motion unanimously carried. There being no further business before the Board, the meeting adjourned at 2:00 p.m.

Respectfully submitted,



Shauna Slaughter
Administrative Specialist II